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Previous refere

File No. 14990

1890.
(Prisons.)

Serial Nos. 1

Later references.

Pris. 77-97
" 120-99
" 27-07
" 30-03
" 30-15

8

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1

Major **Part B for** 13 Oct: 1890.

SUBJECT.

Appointment of Mr T Narahari Rao as an official visitor of the Lunatic Asylum at Bangalore.

NO: 254. To. The Compiler Mysore Gazette.
The Senior Surgeon.
Mr: T. Thumboo Chetty.
D. 13. 9. 90.

Appoints Mr T Narahari Rao as an official visitor of the Lunatic Asylum at Bangalore.

Indexed by
L Srinivasa Rao

GPB—8,000—21-7-13

Rules for the Reception and detention of Lunatics in Asylums in the province of Mysuru (31st July 1871. page ① ② ③ ④ — 1890.

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India Office No: J.137
of 23-7-74, and with No,
Govt: of India Foreign Dept
No: 2256-53 of 26.6.74;
to Court to Dewan's office
on of 3.11.85. The Index
of the above Foreign Files
does not give me any
help or clue on the subject,
but to trace the reference further.

5/4/15

No. 141.

NOTIFICATION.

The 31st July 1874

The following Rules for the reception and detention of lunatics in Asylums in Mysore having been sanctioned by the Government of India, Foreign Department, in letter No. 137 J, dated 23rd July 1874, are published for general information and guidance.

Rules for the Reception and Detention of Lunatics in Asylums in the Province of Mysore.

Whereas it is expedient to make provision for the reception and detention of lunatics in asylums established for that purpose in the Mysore Province, the following rules having the force of law will come into, and be in, force in the said Province on and after the first day of April 1874.

Establishment of Lunatic Asylums.

1. The Chief Commissioner may, with the previous sanction of the Government of India, establish asylums for the reception and detention of lunatics at such places within the limits of the said Province as he thinks proper.

Rules for the management of such Asylums.

2. The management of every lunatic asylum and the care and custody of its inmates shall be regulated according to such rules as may from time to time be sanctioned by the Chief Commissioner. The Chief Commissioner shall appoint for every asylum not less than three visitors, one of whom at least shall be a Medical officer. Every asylum shall be under the charge of a Medical officer.

Magistrates to send wandering Lunatics to the Asylum.

3. Every officer in charge of a Police station shall apprehend and send to a Magistrate, all persons found wandering at large within his jurisdiction who are deemed to be lunatics, and by reason of their lunacy are considered to be dangerous or incapable of taking care of themselves. Whenever any such person as aforesaid is brought before the Magistrate, and the Magistrate is satisfied, after inspecting such person and making any necessary enquiry, that he is a fit person to be detained in a lunatic asylum under care and treatment, he shall forward him, having detained him only so long as may be necessary for the purpose of enquiry, to a lunatic asylum, together with an order in the accompanying Form No. 1, and a statement of such of the particulars mentioned in the first ten columns of the accompanying Form No. II, as may have been elicited in the course of the enquiry. Provided that instead of sending such person to the lunatic asylum, the Magistrate may make him over to the care of a friend or relative who undertakes in writing to the satisfaction of the Magistrate that he shall be taken proper care of and shall be prevented from doing injury to himself or to others.

Magistrates to send neglected Lunatics to the Asylum, &c.

4. If it appear to a Magistrate on the report of a Police officer, or the information of any other person, that any person within the limits of his jurisdiction deemed to be a lunatic, is not under proper care and control, or is cruelly treated, or neglected by any relative, or other person having the charge of him, the Magistrate may send for the supposed lunatic, and summon such relative or other person as has or ought to have the charge of him; and if such relative or other person be legally bound to maintain the supposed lunatic, the Magistrate may make an order for such lunatic being properly cared for and treated; and, if such relative or other person wilfully neglects to comply with the said order, may commit him to jail for a period not exceeding one month. If there be no person legally bound to maintain the supposed lunatic, or if the Magistrate think fit so to do, he may proceed as prescribed

in the last preceding section, and upon being satisfied in manner aforesaid that the person deemed to be a lunatic is a lunatic, and a proper person to be detained under care and treatment, may make and order for his reception into the lunatic asylum. It shall be the duty of every Police officer to report to the Magistrate every such case of neglect or cruel treatment as aforesaid which may come to his knowledge.

Where no Asylum is established, Lunatics to be detained in Jails pending enquiry.

5. Whenever under Sections III and IV, a person deemed to be a lunatic is brought before a Magistrate who holds his Court at a place where no lunatic asylum is established, such Magistrate may direct his detention in the nearest jail, pending the result of the enquiry required to be made under these rules, and of observations by a Medical officer, and he shall, before sending such person to a lunatic asylum, take some medical evidence to show that such person is a lunatic, and a fit person to be kept in a lunatic asylum under care and treatment.

Magistrates may make an order for recovery of maintenance of Lunatic.

6. Any Magistrate sending a lunatic to an asylum under the third or fourth of these rules may, if it appear to him, upon enquiry, that such lunatic has property applicable to his maintenance and more than sufficient to maintain his family, or that any person is legally bound to maintain and has the means of maintaining such lunatic, make an order for the recovery of the charges of the lodging, maintenance, clothing, medicine and care of such lunatic while detained in the asylum, out of such property or from such person. Such order shall be enforced in the same manner as a decree of a Civil Court passed in respect of the property or person therein mentioned.

Persons sent by Magistrates to be received into the Asylum.

7. The Medical officer in charge of the lunatic asylum shall, on such person as aforesaid being sent to him under the third and fourth of these rules, cause all particulars concerning him, as far as they may be ascertainable, to be entered in a register to be kept in Form II hereto annexed, and shall also record in column 14 of the said register his own opinion whether such person is a lunatic and a fit person to be received and detained in the lunatic asylum. If such Medical officer's opinion should be that such person as aforesaid is not a lunatic and a fit person to be detained in a lunatic asylum, he shall forthwith send an extract from the register to the Magistrate, whose duty it shall then be to direct his discharge either immediately or upon the order of the official visitors at their next meeting as provided for in Rule 11.

Civil Courts may send Lunatics to the Asylum.

8. The Medical officer in charge of a lunatic asylum shall receive and detain under proper care and treatment, any person deemed to be a lunatic sent together with an application in Form II by any Civil Court adjudicating regarding the guardianship of such person under the "Rules relative to the custody and guardianship of minors, lunatics, idiots, &c," dated 25th April 1872. The particulars concerning such person shall thereupon be entered in the register in Form No. II.

Expenses of Lunatics received under orders of Civil Courts.

9. The Civil Court acting under Rule 7 shall make such arrangement as it may consider proper for the payment to the Medical officer in charge of the lunatic asylum of the expenses of the lunatic received into the asylum under its orders or may, if it considers it proper, order that such lunatic shall be treated and cared for in the asylum at the cost of the Government.

Discharge of Lunatic on an undertaking by his friends to look after him.

10. When any relation or friend of a lunatic detained in an asylum under any of the foregoing rules is desirous that such lunatic be delivered over to his care and custody, he may apply to the Court or Magistrate under whose order such lunatic is detained, and it shall be in the discretion of

such Court or Magistrate, after communication with the Medical officer in charge of the asylum, and upon an undertaking in writing by the applicant that the lunatic shall be properly taken care of and prevented from doing injury to himself or others, to direct that such lunatic be discharged from the asylum and made over to the care of the applicant.

Discharge of Lunatics under orders of official visitors.

11. Two or more of the official visitors, one of whom shall be a Medical officer, shall meet and see, and as far as possible examine the inmates of the lunatic asylum, once at least in every month. They may, by an order under their hands, direct the discharge of any person detained under any of the foregoing rules. Notice of such order shall immediately be sent to the Magistrate or court under whose orders or upon whose application the lunatic may have been received. The official visitors shall enter in a book to be kept for that purpose, any remarks which they may deem proper to make in regard to the management and condition of the asylum and its inmates. This book shall be forwarded on 31st December of each year for the inspection of the Judicial Commissioner.

Removal of Lunatic convicts into Asylums.

12. The Judicial Commissioner on being satisfied that any convict imprisoned in any jail is a lunatic, may direct his removal to any lunatic asylum established within the Mysore Province to be kept there under treatment. The time during which such prisoner is so confined in the lunatic asylum shall be reckoned as part of the term of his imprisonment. When it appears to the Judicial Commissioner that such prisoner has become of sound mind, he shall remand the prisoner to the prison from which he was removed, if then still liable to be kept in custody; or, if not, shall order him to be discharged.

13. Any person detained in a lunatic asylum under these rules, and escaping therefrom, may be retaken by any officer of such asylum or by any Police officer, and may be conveyed to such asylum and received and detained therein.

Definitions of "Lunatic," "Magistrate."

14. The word "lunatic" as used in these rules, means and includes every person of unsound mind, and every person being an idiot. The word "Magistrate" means any Magistrate of the district, or any Magistrate of a division of a District, or any First Class Magistrate, and includes his successor or predecessor in office.

Saving of the provisions of the Criminal Procedure Code, Chapter XXXI.

15. Nothing contained in these rules shall be taken to affect the provisions of Chapter 31 of Act X of 1872, (the Code of Criminal Procedure.)

No. I.

To

The Officer in charge of the Lunatic Asylum at—

WHEREAS (here enter the name, previous occupation, place of residence, probable age and caste of the lunatic) appears upon due enquiry made by me to be a proper person to be kept in a lunatic asylum under care and treatment, this is to direct that under Section *————of the Rules for the reception and detention of lunatics in asylums, the said (name of the lunatic) be received into the lunatic asylum at———there to be kept under safe custody and proper care and treatment until discharged therefrom in due course of law.

*Section III or IV as the case may be.

No. II.

Register of persons received into the Lunatic Asylum at

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Number.	Name of patient in full.	Sex and age, whether married, single or widowed.	Condition of life and previous occupation, and also the religious persuasion as far as known.	Previous place of abode.	Whether this is the first attack and age, if known on first attack.	When and where previously under care and treatment.	Whether subject to epilepsy, suicidal, or dangerous to others, &c.	Duration of attack and supposed cause.	Whether any member of patient's family has been, or is affected with insanity.	Date of admission into the asylum.	Particulars and dates of the authority for admission, *i. e.*, of order of any Magistrate or application of Civil Courts and Section of the Rules under which admitted.	Opinion of the Medical officer in charge of the Lunatic Asylum on admission of the patient.	How disposed of, and date.	At whose cost the patient was maintained while in the asylum.	Remarks.

NOTE.—The application by Civil Courts, and the Register in the Asylum must contain the above particulars as far as possible.

5 (B)

Notification

No. 234 Dated the 10th November 1874.

Under the provision of clause 2. of the Rules for the reception and detention of Lunatics in Asylums in the Province of Mysore, published at page 204 of the Mysore Gazette, dated 8th August 1874 the Chief Commissioner is pleased to appoint the undermentioned Gentlemen as Visitors for the Lunatic Asylum at Bangalore.

1. The Commissioner of the Division
2. The Dy Commissioner of the District
3. Dr Henderson, Superintendent, Central Jail.

'By order'

'Signed' H. Wellesley

Offg Secretary

6 (1)

Notification

The 11th August 1879

No: 134.— With reference to Chief Commissioner's Notification No: 234 dated 10th November 1874, appointing Visitors for the Lunatic Asylum at Bangalore the Chief Commissioner is pleased, under the provisions of Clause 2 of the "Rules for the reception and detention of Lunatics in Asylums in the Province of Mysore", published at page 204 of the Mysore Gazette dated 8th August 1874, to appoint the District and Sessions Judge, Nundydroog Division, to be a Visitor of the said Lunatic Asylum, in the place of the late Commissioner of the Division.

By Order,
(Signed) W. J. Cuninghame
Secretary

"True Copy"
H. Bride
Manager General Records

(7)
(2)

Notification

The 26th August 1884.

No. 128.— Under the provisions of Clause 2 of the Rules for the reception and detention of Lunatics in Asylums in the Province of Mysore," Mr. T. R. A. Thumboo Chetty, a Judge of the Chief Court of Mysore, is appointed a Visitor of the Lunatic Asylum at Bangalore in the place of the late District and Sessions Judge of the Nundydroog Division.

By Order,

(Signd) R. Vijayendra Rao

Secretary

True "Copy"

H. Bride

Manager

General Records

Received 9/9/90

(3)

N 2540 13-9-90

Notification

Copy put up P. 7 (rules) Notification No 128 dated 26th August 1884 is hereby cancelled, and Mr T. Narahari Rao, M.L., District and Sessions Judge of Nandydroog Division, is appointed a Visitor of the Lunatic Asylum at Bangalore with effect from the 15th instant.

SECTION Prisons.
FILE No. 14 of 90.
1

By Order,

Chief Secretary

To The Compiler, Mysore Gazette
N 7044/66 16-9-90 for publication.

Copy to the Senior Surgeon to Govt, & Officer in charge of the Lunatic Asylum, Bangalore.
N 7045/787

Copy to Mr T. Narahari Rao, Dist & Sessions Judge, Nandydroog Divn. Penukonda
N 7046/787

Copy to Mr T. R. A. Thumboochetty for info.

T.

1890

To

The Compiler

Senior Surgeon

alw. T. Narahari Rao

T. R. & Chamboo Chetty

Dy 13th Octr 1890.

F	Pl	Pl
No 254.	7044/66	704 786
		7046/787

Notify that Mr T. Narahar Rao, M. D., Dt Sessions Judge of the Trichinopoly Dn is appointed a visitor of the Lunatic Asylum at Vanjaloor in room of Mr T. R. A. Chamboo Chetty